

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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DONALD NORMAN BROWN,

Petitioner,

v.

NATHANJAH BREITENBACH, *et al.*,

Respondents.

Case No. 3:24-cv-00384-MMD-CLB

ORDER

*Pro se* Petitioner Donald Norman Brown has filed a Petition for Writ of Habeas Corpus under 28 U.S.C. § 2254, exhibits, and a motion for appointment of counsel. (ECF Nos. 1-1 (“Petition”), 1-2, 1-3 (“Motion”).) Pursuant to 28 U.S.C. § 1914(a) and the Judicial Conference Schedule of Fees, a \$5.00 filing fee is required to initiate a habeas action in a federal district court. The Court may authorize an indigent prisoner to begin a habeas action without paying the \$5.00 fee if he or she submits an *in forma pauperis* (“IFP”) application on the approved form and includes three specific documents: (a) the prisoner’s financial declaration and acknowledgement showing an inability to prepay fees and costs, (b) a financial certificate signed by the prisoner and an authorized prison official, and (c) a copy of the prisoner’s account statement for the 6-month period prior to filing. See 28 U.S.C. § 1915(a); LSR 1-1, LSR 1-2. Brown must either pay the \$5.00 filing fee or submit an IFP application with the three required documents by October 16, 2024.

It is therefore ordered that the initial screening of Brown’s Petition (ECF No. 1-1) under the Rules Governing Section 2254 Cases and consideration of his Motion (ECF No. 1-3) are deferred until such time as he has fully complied with this Order. It is further ordered that on or before October 16, 2024, Brown must file a complete IFP application with the three supporting documents listed above *or* pay the \$5.00 filing fee. Brown’s

1 failure to timely comply with this Order will result in the dismissal of the Petition without  
2 prejudice and without further advance notice.

3 It is further ordered that the Clerk of Court send Brown a blank copy of the IFP  
4 application form for inmates along with instructions.

5 DATED THIS 30<sup>th</sup> Day of August 2024.

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MIRANDA M. DU  
9 CHIEF UNITED STATES DISTRICT JUDGE  
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